

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PERNOD RICARD USA, LLC.,

Plaintiff,

v.

BACARDI U.S.A., INC.,

Defendant.

C.A. No. 06-505 (SLR)

STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED, subject to order of the Court, by and between counsel for the parties, that Bacardi U.S.A., Inc.'s time to file and serve its Reply Brief in Support of Defendant's Motion to Dismiss Under Rule 12(b)(6) is hereby extended through and including November 1, 2006.

/s/ Rodger D. Smith, II

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IT IS SO ORDERED this _____ day of October, 2006.

Honorable Sue L. Robinson